G.R.S. IX—5]

Previous references. (1926. Legis)

File No. 22-16

Serial Nos. 1-6

Later references.

P-41

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. A. Collection

~~**Part B for**~~

SUBJECT

A Regulation to amend the Mysore Village Courts Regulation, 1913.

Manasamany Iyengar
23/4/24

G. R. S. 11] 1916. (2)

GENERAL AND REVENUE SECRETARIAT.

Cmte Coorg)

NOTES.

File No. 206-16

FILE HEADING.

Amendment of Sec 2 of the Mysore Village Courts Regn. 1913, regarding the definition of Munsiff.

From

The Registrar Ch. Ct

No. 683 Dated 23-Dec-16 Received 26/27/12-16.

Diary No. 1386	Enclos. — Spare Copies. —	Serial No. 1

BRIEF ABSTRACT OF LETTER.

States that under the notifn (notification) of 15th June 15 the Munsiff of Shimoga has no jurisdiction over that Taluk and that therefore there is no Munsiff to exercise the powers under Sec 20, 66, 67 & 73 of the Regn (between) and therefore proposes that either the defn (definition) of Munsiff in the Regn be suitably amended (by) or to appoint that a Munsiff under the Civil Ct Regn (Courts Regulation) may be appointed with jurisdiction over the Shimoga Tk.

NOTES AND ORDERS.

There is only one Village Court at Hole Honnur in the Shimoga Tk established from 1st July 15. No Courts were established in that Tk in the recent (recently) notifn dy 16-12-16 establishing Village Courts etc in the Shimoga Dy. If amendment of the Regn is considered necessary the file

NOTES—First Sheet.

MD 1233—GPB—60,000—1-12-16—S.

G. R. S. 111-2]

General and Revenue Secretariat. Legis File No. 22 of 1916.

Serial No.

will have to be referred to the Legislative Section for necessary action

Submitted for orders

4/1/17 NN

5

2) Legislative action is necessary, and the amendment recommended by the Chief Court may be embodied in a Bill and passed at the next meeting of Govt. approve. Please send this to the Legislative Section for necessary action

G. Srinivasa Iyer Eg 9.1

9/1/17

1) Subd. with a draft Bill and Statement of Objects and reasons on the lines recommended by the Chief Court.

S.V.S

12/1/17 NN

4) The amendment proposed seems necessary in view of the fact that the Munsiff of Shimoga has no local jurisdiction, and the expression Munsiff in the Village Courts Regulation cannot be held to include a Subordge - As there is only one Village Court in Shimoga Taluq, much inconvenience may not at present be caused, and if approved, the Bill may be passed at the next meeting. The other alternative suggested by the Chief Court may lead to much inconvenience

Submitted for orders.

G. Srinivasa Iyer Eg 13/1

1st Member 15/1) The amendment may be made in the

1427

15.1.17

NOTE—Contn. sheet.

Rec 17.1.17

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2]

General and Revenue Secretariat.

Legs File No. 22 of 1916.

Serial No. 11

Before the meeting of the Ex-Council please move the necessary action in the matter of same

15/1 D. M. Ranasinghe

4663 (11 months) 15. 1. 17

Dewar)

Type. The matter may be dealt with by Circular

16.1.17 D. M. Ranasinghe

D. M. Ranasinghe

NOTE—Contn. sheet.

(5)

(For disposal by circulation)

No. C. 5794

20.1.1916.

GENERAL AND REVENUE SECRETARIAT.

Council Matter.

SUBJECT.

Proposals for the amendment of section 2 of the Mysore Village Courts Regulations of 1913.

CIRCULATED TO THE MEMBERS OF COUNCIL.

By Order.

D. M. Narayana Rao

Secretary to Government.

19th January 1917.

Extraordinary Member of Council.

First Member of Council. Seen.

Second Member of Council.

156
20-1-17

20.1

WD 2012—GPB—1 000—9-2-16

1388

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2]

General and Revenue Secretariat.

Legis File No. 22 of 1916.

Serial No.	
10)	Subm. with a draft Final note and a draft submg note. S.V.S 22/1/17 N.N
11)	A D.F. Wis Submitted. T. & Jayaraman 26/1/17
9)	(First Member)
12)	1614/29.1.17 appd Mr. Kaviraj ins
13)	29/1 Fair Final Note signed by the 1st Member is put up B.V.S 29/1/17 D.M. Narasimhalu 29/1
	4358 mch 30.1.17.

NOTE—Contn. sheet.

(7)

Final Note by the First Member of Council.

Subject:—

Amendment of Section 2 of the Mysore Village Courts Regulation, 1913, regarding the definition of the word "Munsiff"

---

14 The Munsiff of Shimoga has no local jurisdiction over the taluk of Shimoga and as such he cannot exercise the powers of a Munsiff under the Mysore Village Courts Regulation, 1913, over the village Courts in that taluk nor can the definition of the word "Munsiff" in section 2 of the Regulation be made to apply to the Subordinate Judge of Shimoga who is the Judge of the lowest grade having jurisdiction over the Taluk.

15 The consequence is that there is no authority that can withdraw a suit under section 20 or execute a decree under section 66 or 67 or revise a decree under section 73 of the Village Courts Regulation. To remedy this defect, the Chief Court of Mysore have proposed that the definition of the word "Munsiff" may be so amended as to include any judge of the lowest grade having jurisdiction over any area in which a village Court is situate.

16 A Bill has accordingly been drawn up and it has been approved in Council.

17 The gracious sanction of His Highness the Maharaja to place the Bill before the Legislative Council is requested.

29th Jan 1917

(8)

Submitted to His Highness.

---

3 18 *I submit herewith a Final Note by the* First ..... *Member of Council on the subject of* amending ..... Section 2 of the Mysore Village Courts Regulation, 1913, regarding the definition of "Munsiff", ... *for His Highness' gracious approval.*

SPR

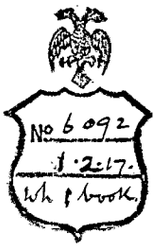
Dewan.

(9)

Record of Cases submitted for the Orders of His Highness the Maharaja

Subject.

Amendment of Section 2 of the Mysore Village Courts Regulation, 1913, regarding the definition of the word - "Munsiff".



805

Order.

19 ~~KRW~~

5/2/17

20 Sanctd
H. Srinivasaraya
6.2.17
Rao
H. Narasimhiengar
21
G. Srinivasa Iyer

g.1386

(10) WD 1233—GPB—60,000—1-12-16—S.

F. R. S. III-2]

General and Revenue Secretariat.

Legis File No. 22 of 1916.

Serial No.

22 Subd. with a draft D.O. to the Residency for issue from the Dewan's Office. The typed copy of the Bill and the statement of objects and reasons requires to be attested.

S.V.S
7.2.17 23 N.N

As the Judges of the Chief Court desire that the Bill should be passed sufficiently early, it is apoint for orders whether the Bill may be published with the Dewan's kind permission, under Rule 32 of the Rules of Business.

24 Draft D.O. of the Residency is also submitted for favour of Dewan's kind approval.

7/2

C. Srinivasa Iyer

Secy

25 The draft may be approved & the required permission for publication under Rule 32 accorded.

Dewan's Secy
D. M. Narasimha Rao
7/2

Dewan)

6538
7.2.17.

26 I agree

18.2.17 D.O. M. Visvesvaraya

27 The draft approved by the Dewan has been issued and placed on file (vide D.O. No. 4725 dated 18.2.17)

C.E.R
19.2.17

D. M. Narasimha Rao 1917

25 Put up draft

7/2

C. Srinivasa Iyer

NOTE—Contn. sheet.

(11)

WD 1233—GPB—60,000—1-12-16—S.

2

G. R. S. III-2]

General and Revenue Secretariat.

L. C.

File No. 9 of 1916.

Serial No.

with the Dewans kind permission under Rule 32 of the Rules of Business

24. Draft- S.O. to the Resident is also subd. for favour of Dewan's kind approval.

Sd/- C.S. 2/2

Secy)

25. The draft- may be approved and the required permission for publication under rule 32 accorded

Sd/- K.N. Laksmi 2/2

Dewan)

26. I agree

Sd/- M.V. 18/2/17

29) Subd with a draft- to the Compiler, Mysore Gazette

ex 19/2/17

Issue today

Sd/- 21/2

Letter forwarded:
Legis. 22-16 (1-6)
A. 21/2/1917.

To the Compiler Mysore Gazette

No. 358/L.C. dated 21/2/17

Forwarded for publication the Bill to amend the Mysore Village Courts Regn. 1913 with a Statement of Objects & Reasons.

NOTE—Contn. sheet.

21/2

2016 (12)

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2J

General and Revenue Secretariat.

Legis File No. 22 of 1916.

Serial No.

2 To the Hon'ble the Resident in Mysore

D.O. No. 4725 dt 18/2/16

Forwards copy of a Bill to amend the Mysore Village Courts Regn., 1913

3 From the F. A. Resident

Dated D.O. No. 1950 dt 18/3/16

Informs that the Resident has no prima facie objection to the Bill being placed before the Legis. Cl.

29. Subd. The Bill was published under the orders of the Dewan under rule 32 of the Legis. Council rules and was read/and passed without being referred a select committee, ~~the subject~~ on 28/3/16 the rules of business being suspended Gracious sanction of His Highness the Maharaja is required to pass the Bill into law A copy of the Bill as finally passed by the Legis. Council is put up A draft Finl. and a draft Subm. is note are also put up

Flag Y

S.V.S 28/3/16

M. N.

30) For favour of approval

G. Srinivasa Iyengar 28/3

Asst Member

31) Approved

28/3

2529/244

NOTE—Contn. sheet.

2016. (13)

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2

General and Revenue Secretariat. Legs File No. 22 of 1916-17

Serial No.	
32	Four final notes signed by the Hon'ble Mr. Srinivasa Rao, Dewan Bahadur, together with a D. S. N. D. Srinivasa Rao 2/4
33	2/4/17 D. Srinivasa Rao 2/4
5530 3.4.17	

(14)

Final Note by the First Member of Council.

Subject:—

Promulgation of the Bill to amend the Mysore Village Courts Regulation, 1913, as law.

3/4 The Bill to amend the Mysore Village Courts Regulation has passed through the Legislative Council in due course. Its scope and purpose are fully explained in the statement

2. of objects and reasons.

The gracious sanction of His Highness the Maharaja is required for promulgating the Bill as law.

Mukerjee 6

2nd April 1917

(15) 1

Submitted to His Highness.

Flag K. 35/-

I submit herewith a Final Note by the First *Member of Council on the subject of* promulgation of the Bill to amend the Mysore Village Courts Regulation, 1913, as law, ——— *for His Highness' gracious approval.*

M. Visvesvaraya
Dewan.
12th Apr. 1917.

(16) 2016.

C.57 (cr)

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Promulgation of the Bill to amend the Mysore Village Courts Regulation, 1913, as law.

1021.

Order.

36 ~~KRW~~

17/4/17

A.R. Ramaya

2.4

m. kantaraigurs

22/4

22.4.17.

57 Sanctd

m. Viswaswara

19.4.17 RO

2823 20-4-17

28. Pr III for further actn -

B. Ramachandra Rao

19-4-17

Draft attd

WD 1233—GPB—60,000—1-12-16—S.

2016 (17)

G. R. S. III-2

General and Revenue Secretariat.

Legis File No. 22 of 1916.

Serial No.	
	40 Sub W. with a draft order to the Comp. S.V.S 20/4/17 N.N
	41 Immediate A. Srinivasa Iyer 20/4
4.	To, Compiler Mysore Gazette. No J 3709 20-4-1917 Notifies that the Regulation to amend the Mysore Village Courts Regulation 1913 which received the assent of His Highness the Maharaja on the 17 day of April 1917 be published as No III of 1917 ~~to be published~~ in the Mysore Gazette for general information.
	42 Copies were sent to the Residency and the Nizam's Govt as usual with Letters Nos Pol. 1167 & 24/5/17 and J 4257 & 24/5/17 respectively (vide Legis 15-16)
5	Letter No 4356 dated 6th June 1917 From the F. A. Resident- Requests to be informed why Govt of India sanction was not obtained

NOTE—Contn. sheet.

WD 1233—GPB—60,000—1-12-16—S.

(18)

G. R. S. III-2)

General and Revenue Secretariat.

Legis File No. 22 of 1916.

Serial No.

R

Before passing into law the Bill further to amend the Mysore Village Courts Regn.

43 Sirs. When the Village Courts Regulation was passed into law the Govt of India sanction had been obtained as it amended to a certain extent the provisions of the Civil Courts Regn by removing the jurisdiction of the civil courts in cases made cognizable by the Village Courts But the present amendment though it amends the Village Courts Regn does not in any manner further amend any of the provisions of the any of the Acts or Rules having the force of law in force in Mysore at the time of the rendition. In this light probably the present amendment did not require Govt of India sanction Anyhow this point was by some oversight not considered at all and as the measure was a very emergent one it was

NOTE—Contn. sheet.

WD 1233—GPB—60,000—1-12-16—S.

2629

(19)

G. R. S. III-2

General and Revenue Secretariat.

Legis File No. 22 of 1916.

Serial No.

Ordered to be introduced, considered and passed ~~at~~ at one sitting of the Legis. Council and was accordingly so done. (Vide copy of the agenda for last meeting put up.)

S.V.S
9/6/17

4 Subd with a draft letter to the Resident, as orally directed

S.V.S
10/6/17 4

I regret very much the mistake in this case. As the Village Courts Regulation was a recent one (and not in the Draft), the original collections were not sent for and examined with a view to see if this Sanction of Govt. of India was necessary. Further as the chief Court had ~~asked for~~ recommended that the measure was a very urgent one, and as the amendment was purely of a verbal nature, the necessity for such Sanction did not strike me. I regret the omission, and shall see that such mistakes are avoided in future

D. Sve... 18/6

4b Mistakes of similar character are often noticed. I cannot understand why the Dist Judge is not more thorough in his work.

Dewan 18/6

Subd 4 7 A copy of the Govt. of India Sanction ... have been put up

Dewan 9/6 Nagar ... 4 submitted ... Es

NOTE—Contn. sheet.

1. 9 Subd. with a copy.

8/6/17 N.N

WD 1233—GPB—60,000—1-12-16—S

2629 (20)

G. R. S. III-2

General and Revenue Secretariat.

Legs File No. 22 of 1916-17

Serial No.	
	18/6
	C. Ramamurti
	5-1 Secy
	The revised draft rules may be approved.
	Secy to Govt 18/6
	First member) D. M. Varadarajan Rao 18/6
	C. Srinivasa Iyer 18/6
	52 Appl. Rules must be laid before Legislature before final notification can be issued. Draft rules may be carefully examined in particular as regards penalties & then laid before Legislature
	Secy to Govt 18/6
7158 18.6.17	53 (Revised) D. M. Varadarajan Rao 18/6
	54 The revised draft may issue if it meets with the approval of the first member.
(4.7.17)	
	55 The papers may then be submitted to His Excellency for information.
	Secy to Govt 3.7.17
76 6/7	First member) D. M. Varadarajan Rao
	56 As above Secy to Govt
	6/7 B. Ramachandra Rao 6.7.17.
	57 To be laid before the Legislature as submitted
	C. Srinivasa Iyer 6/7
6	Pol. 27 & 7/7/17
	To the J. A. Resident
	Informs that the point was that the Bill required Govt of India sanction before promulgation as law was to

NOTE—Contn. sheet.

2629 (21) ND 1233—GPB—60,000—1-12-16—S. 17

G. R. S. III-2]

General and Revenue Secretariat. Legis File No. 22 of 1916

Serial No.	

sight - of owing mainly to the fact that the Bill introduced only a verbal amendment into the Regn and also that it was necessary to pass the Reg law very soon

58 File resubmitted as ordered at para 57 (page 18) of the notes

S.V.S 10/7/17

Submitted with draft submission

Note for approval.

A. Srinivasa Ayya 18/7

546/27.7.17 (Secy) (Dewan)

D. M. Nanjunda Rao Dewan 27/7 27/7

NOTE—Contn. sheet.

(22)

Submitted to His Highness.

S

I submit herewith, for His Highness' kind perusal, correspondence ending with this office Pol.No.27 dated 7th July - 1917 to the Residency, in regard to the omission to apply for the previous consent of the Government of India before passing the Bill to amend the Village Courts Regulation, 1913 into law.

M. Viswanath -

28th July 1917 -

23

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Correspondence with the Residency regarding the omission to apply for permission of the Government of India to amend the Village Courts Regulation, 1913.

116

Order.

~~K&W~~

10/8/17

Sanctn.

11.8.17

Immediate

R.O.C. No. 683.

Chief Court of Mysore,

Bangalore,

Dated 23rd December 1916.

DIARY No. 1386

18

SECTION Cts-Legis 22-16

FILE No. 206-16

SERIAL No.

From

The Registrar of the
Chief Court of Mysore.

To

D. M. Narasinga Rao Esq., B.A., B.L.
Secretary to the Government of Mysore,
General Department,
Bangalore.

Sir,

Adverting to Government notification No. J. 4334/Cts. 339-14-7 dated the 15th of June 1915 withdrawing the original civil jurisdiction over the taluk of Shimoga from the Munsiff of Shimoga and directing that that jurisdiction should thenceforth be exercised by the Subordinate Judge of Shimoga, the District Judge of Shimoga has forwarded a copy of the Shimoga Munsiff's letter requesting to be informed whether he has or has not powers of supervision, under section 75 of the Village Courts Regulation of 1913, over the Village Munsiffs' Courts situated within the taluk of Shimoga and has sought the orders of this Court in the matter. The District Judge is of opinion that the Subordinate Judge of Shimoga who has local jurisdiction over the Shimoga Taluk may come within the definition of the word 'munsiff' in section 2 of the Mysord Village Courts' Regulation and that he may be directed to exercise powers of supervision under section 75.

In the opinion of the Judges of the Chief Court the definition of section 2 of the Regulation clearly does not include the Subordinate Judge who is not a

Munsiff

Munsiff though he may be disposing of cases which a Munsiff is competent to try.

The Munsiff of Shimoga has no local jurisdiction over the Shimoga taluk and hence is not a Munsiff within the definition of section 2 and is not "the Munsiff" of section 75. His court house no doubt is situated in Shimoga taluk but that is outside the local limits of his jurisdiction. He has no jurisdiction there.

The Regulation does not provide for the case of a village court situated in a place which is not within the local limits of the jurisdiction of any Munsiff, and the consequences of the omission may be serious; so far as supervision is concerned the District Judge and Deputy Commissioner can act under section 75, but there is no power in any one to withdraw a suit under section 20, to execute a decree under section 66 or 67 or to revise a decree under section 7.. 'The Munsiff' alone has power to do those things, and where there is no Munsiff there is no one who has that power.

The Judges therefore think that it will be found necessary to amend the Regulation at once by adding to the definition in section 2, a provision to the effect that where there is no Munsiff having local jurisdiction, the powers conferred by the Regulation on "the Munsiff" shall be exercised by the Judge of the lowest grade exercising original jurisdiction in the locality. The Judges venture to suggest that this may best be done by amending the relevant portion of section 2 somewhat in the following manner:--

"District Judge" means the District Judge of the

the District in which the Village court is situate.

"Munsiff" means the Judge of the lowest grade appointed under the Civil Courts Regulation I of 1883 to exercise the jurisdiction of a civil court over the locality in which the Village court is situate. //

An amendment of this kind would seem to meet the case and could, the Judges think, be passed without any difficulty or objection. But if the legislature cannot conveniently be convened sufficiently early it may be necessary to appoint a Munsiff under the Civil Courts' Regulation to have jurisdiction over Shimoga Taluk.

I am to ask for the favour of very early orders as the matter is obviously of some urgency.

I have the honor to be,

Sir,

Your most obedient servant,

For Registrar.

TSK.

G. R. S. 26]

Diary No. of letter replied to .....

General and Revenue Secretariat

( )

the *191* .

Date of issue 18 February 1917

Signed by Dewan

Legis File No. 22-16

Serial No. 2

Letter No. 4725-/En. 2

dated 18th February 1917

From The Resident

To The Hon'ble Mr. H. V. Cobb

My dear Mr. Cobb

I enclose herewith copy of a Bill to amend the Mysore Village Courts Regulation, 1913. The Statement of Objects and reasons explains clearly the scope of the measure.

The Bill will be placed before the Legislative Council in due course

Yours sincerely

Sd/

18.2.17 Dewan

Draft 7/2

SUBJECT.

Sd 7.2

To

The Hon'ble H. V. Cobb Esqr.

M.A., I.C.S., C.S.I., C.I.E.

1.2.17

NOTIFICATION.

No. 358—L. C., dated 21st February 1917.

Under Rule 32 of the rules for the conduct of business of the Mysore Legislative Council the following Bill to amend the Mysore Village Courts Regulation, 1913, is published for general information together with a statement of objects and reasons.

By Order,
G. SREENIVASA IYER,
Secretary, Mysore Legislative Council.

A Bill to amend the Mysore Village Courts Regulation, 1913.

Whereas it is expedient to amend the Mysore Village Courts Regulation, 1913; His Highness the Maharaja is pleased to enact as follows:—

Amendment of Section 2 of the Regulation.

In Section 2 of the Regulation for the third paragraph containing the definition of the expression "District Judge" or "Munsiff" the following two paragraphs shall be substituted:—

"District Judge" means the District Judge of the District in which the Village Court is situate."

"Munsiff means the Judge of the lowest grade appointed under the Mysore Civil Courts Regulation, I of 1883, to exercise the jurisdiction of a Civil Court over the locality in which the Village Court is situate."

STATEMENT OF OBJECTS AND REASONS.

The Munsiff of Shimoga has no local jurisdiction over the taluk of Shimoga and as such he cannot exercise the powers of a Munsiff under the Mysore Village Courts Regulation, 1913, over the Village Courts in that taluk; nor can the definition of "Munsiff" in Section 2 of the Regulation be made to apply to the Subordinate Judge of Shimoga who is the Judge of the lowest grade having jurisdiction over the taluk.

It is therefore deemed desirable to amend the definition of the expression "Munsiff" in Section 2 of the Regulation so as to include a Subordinate Judge where he and not a Munsiff is the Judge of the lowest grade having jurisdiction over any area in which a Village Court is situate.

G. R. S. 26]

Office of the Secretary
Mysore Leg. Council

Consl File No. [illegible]

Serial No. 4

Diary No. of letter replied to .....

To the Legislature

No. 358

dated 1st September 1917

General and Revenue Secretariat

( )

the *191*

Under rule 32 of the Rules for the conduct of business of the Mysore Legislative Council the following Bill to amend the Mysore Village Courts Regulation, 1913, is published for general information together with ~~the Bill as also~~ a statement of objects and reasons

By order

Secretary

Date of issue 21/9/17

Signed by Mr. G. Sreenivasa Iyer

over.

SUBJECT. Mysore Legislative Council Bill with S. of O.

To [Here print the accompanying Bill with S. of O. in the Compositor Mysore Gazette for publication in Part-III of this week's Gazette and also in Kannada. Proof should be sent to this office before 12 noon on Wednesday the 21st inst.

Engine

1½ margin

(30)

A Bill to amend the Mysore Village Courts Regulation, 1913.

Whereas it is expedient further to amend the Mysore Village Courts Regulation, 1913; His Highness the Maharaja is pleased to enact as follows:-

Amendment of sec: 2 of the Reg:

In section 2 of the Regulation for the third paragraph containing the definition of the expressions "District Judge" "Munsiff" the following two paragraphs shall be substituted,-

"District Judge" means the District Judge of the District in which the Village Court is situate.

"Munsiff" means the Judge of the lowest grade appointed under the Court

(31)

Mysore Civil Courts I of Regulation, 1883. to exercise the jurisdiction of a civil court over the locality in which the village court is situate."

excel

Es
18/1

(52)

Statement of Objects and reasons.

—

The Munsiff of Shimoga has no local jurisdiction over the taluk of Shimoga and as such he cannot exercise the powers of a Munsiff under the Mysore Village ~~Munsiffs~~ Courts Regulation 1913 over the Village Courts ~~situate~~ in that taluk; Nor can the definition of "Munsiff" in sec: 2 of the Regulation be made to apply to the Subordinate Judge of Judge Shimoga who is the Court of the lowest grade having jurisdiction over the taluk.

It is therefore deemed desirable to amend the definition of the expression "Munsiff" in sec: 2 of the Regulation so as to include a Subordinate

(3)

Judge where the and not a Munsiff is the judge of the lowest grade having jurisdiction over any area in which a Village Court is situate.

over

15/1

GEN. & REV. SECRETARIAT
III
JUDICIAL
1917

Legis 22-16-3

J 2016
J 4324

BANGALORE.

No. 1950

From

The Hon'ble Mr. Vasudeva Rao,
Officiating Chief Secretary to the Government of Mysore,

To

Sir M. Visvesvaraya, K.C.I.E.,
Dewan of Mysore.

Dated Bangalore, the 13th March 1917.

Sir,

I am desired to acknowledge the receipt of your D.O. letter No. 4725, dated the 18th February 1917, forwarding a copy of a Bill to amend the Mysore -- Village Courts Regulation, 1913, and in reply, to say that the Resident sees no prima facie objection to the Bill being laid before the Legislative Council.

I have the honour to be,
Sir,
Your most obedient servant,
Y. Sr. G.
Officiating Chief Secretary to the Government of Mysore.

GEN. & REV. SECRETARIAT. TYPING Sec. 20 APR 1917

(35)

G.R.S. VI-71

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

Legislative Section 22-16

File No.

Serial No. 4

General and Revenue Secretariat

( )

the 191

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue 20/4/17

Signed by Mr. G. Srinivasa Iyer.

Read.—

May this be

i printed?

ii treated as a standing order?

iii published in the Gazette English part?

iv translated?

v placed at the disposal of the Press?

vi published in the Gazette Kannada part?

Order ~~Thereon~~:— No. 13709 Encl

dated 20th April 1917

Ordered that the accompanying Regulation to amend the Mysore Village

over.

(30)

Courts Regulation, 1913,
which receives the
assent of His Highness
the Maharaja on the 17th
day of April 1917 be
published as Regulation
No. III of 1917 in the
Mysore Gazette for
general information

Ex 20/4

For Secretary to Govt
Gen. Dept

7/5

do,

The Compiler, Mysore
Gazette for publication
in Part-III of the Gazette in
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spare copies in English
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Book Depot, Bangalore. Proof
should be sent to this office
for approval tomorrow by 2 P.M.

List of enclosures.

Copied by

Examined by

MK
-2-4-17

REGULATION No. III OF 1917.

A Regulation to amend the Mysore Village Courts Regulation, 1913.

(*Received the assent of His Highness the Maharaja on the 17th day of April 1917.*)

Whereas it is expedient to amend the Mysore Village Courts Regulation, 1913; His Highness the Maharaja is pleased to enact as follows:—

Amendment of Section 2 of the Regulation.

In Section 2 of the Regulation for the third paragraph containing the definition of the expression "District Judge" or "Munsiff" the following two paragraphs shall be substituted:—

"'District Judge" means the District Judge of the District in which the Village Court is situate.

"Munsiff" means the Judge of the lowest grade appointed under the Mysore Civil Courts Regulation, I of 1883, to exercise the jurisdiction of a Civil Court over the locality in which the Village Court is situate.'"

M. VISVESVARAYA,
Dewan.

(36)

A Bill to amend the Mysore Village Courts Regulation, 1913.

(As passed by the Mysore Legislative Council).

Whereas it is expedient to amend the Mysore Village Courts Regulation, 1913; His Highness the Maharaja is pleased to enact as follows:—

Amendment of Section 2 of the Regulation.

In Section 2 of the Regulation for the third paragraph containing the definition of the expression "District Judge" or "Munsiff" the following two paragraphs shall be substituted:—

"District Judge" means the District Judge of the District in which the Village Court is situate."

"Munsiff means the Judge of the lowest grade appointed under the Mysore Civil Courts Regulation, I of 1883, to exercise the jurisdiction of a Civil Court over the locality in which the Village Court is situate."

DIARY No. 22-16
19 JUN 1917
SECTION Legis
FILE No. 22-16
SERIAL No. 5

5 JUN 1917

Letter No. 4356.
Dated 6th June 1917

FROM

MAJOR T. H. ST. GEORGE TUCKER,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

(39)

To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
General Department.

Pol-2016
7-6-1917

GENERAL SECRETARIAT
JUDICIAL
7 JUN 1917
Legis.

Dated Bangalore, 6th June 1917.

SIR,

Adverting to your letter No.1167-Pol., dated the 24th May 1917, forwarding copies of a Regulation to amend the Mysore Village Courts Regulation, (III of 1917), I am directed to invite a reference to Mr. Warburton's letter No.4321, dated the 23rd July 1913, and to say that the previous consent of the Government of India seems to have been necessary before the Bill was passed into Law. The Resident will be glad to know why this procedure was not adopted.

I have the honour to be,
Sir,
Your most obedient servant,

T. H. St. G. Tucker

First Assistant Resident.

MA

R O. 2—R. P. B.—3—1917.—1,000.

IMMEDIATE.

No. 4356.

From

Major T. H. St. George Tucker,

First Assistant to the Resident in Mysore.

To

The Secretary to the Government of

His Highness the Maharaja of Mysore,

General Department.

Dated Bangalore, 6th June 1917.

S i r,

Adverting to your letter No. 1167-Pol., dated the 24th May 1917, forwarding copies of a Regulation to amend the Mysore Village Courts Regulation, (III of 1917), I am directed to invite a reference to Mr. Warburton's letter No. 4321, dated the 23rd July 1913, and to say that the previous consent of the Government of India seems to have been necessary before the Bill was passed into law. The Resident will be glad to know why this procedure was not adopted.

I have the honor to be,

S i r,

Your most obedient servant,

(Sd) T. St. G. Tucker,

First Assistant Resident.

"C o p y"

R e g i s t r a r.

NR.2.

Legis 22-16-6 Mil. Pol. 29 & 1-7-17

To

The First Assistant to the Hon'ble
the Resident in Mysore.

Sir,

With reference to Major Tucker's letter No.4356 dated 6th June 1917, enquiring why the previous consent of the Government of India was not obtained before passing into law, the Bill to amend the Mysore Village Courts Regulation, III of 1917, I am directed to state that the point was last sight of owing mainly to the fact that the amendment proposed was verbal in its character and effect had to be given to it urgently. The Bill was put through the Legislative Council only as a matter of formality.

2. The Durbar ~~much~~ regret the omission to apply for the previous consent of the Government of India before passing the Bill into law, which was due to an oversight.

I have, &c.,

Secretary to Govt., Genl. Dept.